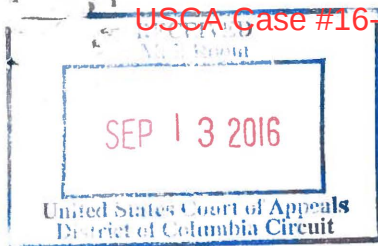


FILED

SEP 13 2016

CLERK



UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA

CAPITAL MEDICAL CENTER,

Petitioner

v.

NATIONAL LABOR RELATIONS
BOARD,

Respondent

PETITION FOR REVIEW

16-1320

ORIGINAL

Capital Medical Center, Petitioner herein, hereby petitions the court for review of the Order of the National Labor Relations Board (Board) in NLRB Case No. 19-CA-105724 finding that Petitioner violated Section 8(a)(1) of the National Labor Relations Act, as amended (Act), 29 U.S.C. § 158(a)(1). The Board's order was entered on August 12, 2016, is reported at 364 NLRB No. 69, and is attached hereto as Exhibit A. This petition is filed pursuant to Section 10(f) of the Act, 29 U.S.C. § 160(f). A Certificate of Parties and Amici and a List of Parties Served is attached as Exhibit B, and a Corporate Disclosure Statement is attached as Exhibit C.

WHEREFORE, Petitioner hereby requests that the Court grant the petition for review and set aside the order of the Board finding that Petitioner violated Section 8(a)(1) of the Act and ordering Petitioner to comply with the Board's remedial order.

Respectfully submitted this 12th day of September 2016.



Charles P. Roberts III

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Corporate Disclosure Statement

Pursuant to Circuit Rule 26.1, Capital Medical Center certifies that it is owned and operated by Columbia Capital Medical Center Limited Partnership, a Washington limited partnership. The partners of Columbia Capital Medical Center Limited Partnership are Columbia Olympia Management, Inc., a Delaware corporation; Capital Medical Center Partner, LLC, a Delaware limited liability company; and WPC Holdco, LLC, a Delaware limited liability company. These three partners are subsidiaries of Capital Medical Center Holdings, LLC, a Delaware limited liability company, which is a subsidiary of CMCH Holdings, LLC, a Delaware limited liability company. CMCH Holdings, LLC is a subsidiary of Capella Healthcare, Inc., a Delaware corporation, which is a subsidiary of Capella Health Holdings, LLC, a Delaware limited liability company, which is a subsidiary of RegionalCare Hospital Partners Holdings, Inc., a Delaware corporation, d/b/a RCCH Healthcare Partners ("RCCH"). RCCH is wholly owned by DSB Acquisition LLC, a Delaware limited liability company, which is owned indirectly by members of management and funds affiliated with Apollo Global Management, a publicly traded company (APO).

Certificate of Parties and Amici
And List of Parties Served

The following parties and amici participated in the proceeding before the National Labor Relations Board for which Capital Medical Center now files its Petition for Review:

Elizabeth Devleming
Attorney
National Labor Relations Board
Region 19
915 Second Avenue
Room 2948
Seattle, Washington 98174-1078

James G. McGuinness
Brittany J. Pitcher
McGuinness & Streepy Law Offices, LLC
2505 South 320th Street, Suite 440
Federal Way, WA 98003-5474

Accordingly, Petitioner has on this date, September 12, 2016 served a copy of its Petition for Review by federal express, next day delivery, on the persons identified above, as well as on the Associate General Counsel for the National Labor Relations Board:

John H. Ferguson
Associate General Counsel
National Labor Relations Board
Division of Enforcement Litigation
1099 14th Street, NW
Washington, D.C. 20570